

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

FLOYD BOYCE,

Petitioner,

v.

CIVIL CASE NO. 04-60137  
HON. MARIANNE O. BATTANI

LINDA METRISH,

Respondent.

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**ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

The Court having reviewed the Magistrate Judge's Report and Recommendation, filed on August 24, 2006, and no objections having been filed thereto,

**IT IS SO ORDERED** that the Report and Recommendation is **ADOPTED** and that Petitioner's application for a writ of *habeas corpus* is **DENIED**.

s/Marianne O. Battani  
MARIANNE O. BATTANI  
UNITED STATES DISTRICT JUDGE

DATED: September 8, 2006

**CERTIFICATE OF SERVICE**

A Copy of this Order was mailed to the parties and/or attorneys on this date by ordinary mail and electronic filing.

s/Bernadette M. Thebolt  
DEPUTY CLERK